

**Senate File 2326 - Introduced**

SENATE FILE 2326

BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SSB 3192)

**A BILL FOR**

1 An Act relating to the coordination of enforcement activities  
2 between the department of transportation and the department  
3 of public safety, including provisions relating to  
4 department of transportation employees designated as peace  
5 officers, and including effective date provisions.  
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 321.477, subsection 1, Code 2018, is  
2 amended to read as follows:

3 1. The department may designate by resolution certain of its  
4 employees upon each of whom there is conferred the authority  
5 of a peace officer to enforce all laws of the state including  
6 but not limited to the rules and regulations of the department.  
7 Employees designated as peace officers pursuant to this  
8 section shall have the same powers, duties, privileges, and  
9 immunities conferred by law on peace officers ~~for~~ relating to  
10 the enforcement of all laws of this state and the apprehension  
11 of violators.

12 Sec. 2. Section 321.477, Code 2018, is amended by adding the  
13 following new subsection:

14 NEW SUBSECTION. 5A. The department and the department  
15 of public safety shall coordinate to provide effective and  
16 efficient enforcement of all laws of the state, including any  
17 related regulatory actions.

18 Sec. 3. REPEAL. 2017 Iowa Acts, chapter 149, section 4, is  
19 repealed.

20 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate  
21 importance, takes effect upon enactment.

22 EXPLANATION

23 The inclusion of this explanation does not constitute agreement with  
24 the explanation's substance by the members of the general assembly.

25 Under current law, the department of transportation (DOT)  
26 is authorized to designate by resolution certain of its  
27 employees upon each of whom there is conferred the authority  
28 of a peace officer to enforce all laws of the state including  
29 but not limited to the rules and regulations of the DOT.  
30 Employees designated as peace officers in this manner have  
31 the same powers conferred by law on peace officers for the  
32 enforcement of all laws of this state and the apprehension  
33 of violators. This bill amends current law to specify that  
34 employees designated as peace officers in this manner have the  
35 same powers, duties, privileges, and immunities conferred by

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1 law on peace officers relating to the enforcement of all laws  
2 of this state and the apprehension of violators.

3 The bill provides that the DOT and the department of public  
4 safety are required to coordinate to provide effective and  
5 efficient enforcement of all laws of the state, including any  
6 related regulatory actions.

7 In 2017, the general assembly amended Code section 321.477  
8 to specify the powers, duties, and limitations of such  
9 employees. Under the terms of the legislation, the amended  
10 language is set to be repealed effective July 1, 2018. Because  
11 the bill amends language enacted in 2017, the bill repeals the  
12 future repeal provision. The bill takes effect upon enactment.